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Attorney for Defendant  
ARANTAZAZU ATORRASAGASTI

6  
7 UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
\* \* \*

8  
9 UNITED STATES OF AMERICA, ) 2:17-CR-00089-APG-VCF  
10 )  
11 Plaintiff, ) STIPULATION AND ORDER TO  
12 v. ) CONTINUE SENTENCING  
13 ARANTAZAZU ATORRASAGASTI, )  
14 )  
15 Defendant. ) (12th Request)  
16 \_\_\_\_\_)

17 IT IS HEREBY STIPULATED by and between ARANTAZAZU ATORRASAGASTI,  
18 Defendant, by and through his counsel DUSTIN R. MARCELLO, ESQ, and KIMBERLY M.  
19 FRAYN, Assistant United States Attorney, that Sentencing currently scheduled for April 27,  
20 2021 at 1:00 p.m. be vacated and continued to June 15, 2021 at 1:00 p.m., or to a time  
21 convenient with the Court.

22 This Stipulation is entered into for the following reasons:  
23

- 24 1. Counsel has spoken with the Defendant and she has no objection to the continuance.  
25 2. The parties agree to the continuance.  
26 3. Defendant is not in custody and is out on bond through Pretrial Release.  
27 4. Defendant is still under supervision and has been compliant with Pretrial Services.  
28

5. Due to COVID-19 travel has been restricted.

6. Additionally, denial of this request for continuance would result in a miscarriage of justice.

7. This is the 12th request to continue the sentencing.

DATED this 16th day of April 2021.

Respectfully submitted,

PITARO & FUMO, CHTD.

UNITED STATES ATTORNEY

/s/Dustin R. Marcello, Esq.

DUSTIN R MARCELLO, ESQ.

601 LAS VEGAS BOULEVARD, SOUTH ASSISTANT UNITED STATES ATTORNEY  
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14 ARANTZAZU ATORRASAGASTI, )  
15 ) (11th Request)  
16 Defendant. )  
----- )

17 FINDINGS OF FACT

18 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
19 Court finds:

20 This Stipulation is entered into for the following reasons:

- 21 1. Counsel has spoken with the Defendant and she has no objection to the continuance.
- 22 2. The parties agree to the continuance.
- 23 3. Defendant is not in custody and is out on bond through Pretrial Release.
- 24 4. Defendant is still under supervision and has been compliant with Pretrial Services.
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27 5. Due to COVID-19 travel has been restricted.
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6. Additionally, denial of this request for continuance would result in a miscarriage of justice.

7. This is the 12th request to continue the sentencing.

## **CONCLUSIONS OF LAW**

The end of justice served by granting said continuance outweigh the best interest of the public and defendants since the failure to grant said continuance would likely result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing taking into account the exercise of due diligence.

## ORDER

**IT IS ORDERED** that Sentencing currently scheduled for April 27, 2021, at 1:00 p.m. be continued to 15th day of June, 2021 at 1:00 p.m.

DATED this 16th of June 2021.

  
U.S. DISTRICT JUDGE